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**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Virginia McNaughton

Application No./Patent No.: 10/663,085 Filed/Issue Date: 09/15/2003

Entitled: SANTOLINA PLANT NAMED SANT101

PlantHaven, Inc, a Corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by percentage) of its ownership interest is \_\_\_\_\_ %  
in the patent application/patent identified above by virtue of either:

A. [☒] An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B. [ ] A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
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The document was recorded in the United States Patent and Trademark Office at  
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The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

[ ] Additional documents in the chain of title are listed on a supplemental sheet.

[☒] Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

April 19, 2004  
Date  
(805) 569 6498  
Telephone number

Geoffrey Needham  
Typed or printed name  
Geoffrey Needham  
Signature  
President, PlantHaven, Inc.  
Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

## ASSIGNMENT OF PATENT APPLICATION

Whereas, I,

VIRGINIA MCNAUGHTON  
PRINT NAME (first-named inventor)

of Lavender Downs Ltd, Lavender Downs, Lumbford Road, West Melton, RD6 Christchurch  
(Street, City, State/Province/County/Country)  
NEW ZEALAND

believe that I am the original and first inventor of a new and distinct cultivar of

### SANTOLINA PLANT NAMED 'SANT101'

I, for good and valuable consideration, hereby convey and assign to PlantHaven, Inc., PO Box 3056, Santa Barbara, California, CA 93130-3056, USA the entire right in any application for United States Plant patent regarding the above-named cultivar, including but not limited to, the right to take action in any proceeding before the United States Patent and Trademark Office. This is an assignment with respect to the patent application pending before/or to be filed with the United States Patent and Trademark Office.

Executed by me by signature hereunder:

V J McNaughton  
(first-named inventor)

9 September 2003  
(date)

#### Certificate of Acknowledgment

State of \_\_\_\_\_ )  
County of \_\_\_\_\_ ) SS.

On this 9<sup>th</sup> day of September, 2003, before me, William Fredrick Morgan  
personally appeared Virginia McNaughton

- ☒ known personally to me  
☐ proved to me by satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Place Notary Seal Above

W. F. Morgan  
Signature

☐ Notary Public ☐ Commissioner for Oaths

☒ Other (specify) Solicitor of  
The High Court of New Zealand

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: VIRGINIA McNAUGHTONApplication No./Patent No.: \_\_\_\_\_ Filed/Issue Date: 09-15-2003Entitled: SANTOLINA PLANT NAMED SANTIOIPLANTHAVEN, INC., a CORPORATION

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

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1. ☒ the assignee of the entire right, title, and interest; or2. ☐ an assignee of less than the entire right, title and interest:  
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In the patent application/patent identified above by virtue of either:

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OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:1. From: \_\_\_\_\_ To: \_\_\_\_\_  
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The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.☐ Additional documents in the chain of title are listed on a supplemental sheet.☒ Copies of assignments or other documents in the chain of title are attached.  
(NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08)

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Sept 15, 2003

Date

(805) 569-6498

Telephone number

GEOFFREY NEEDHAM

Typed or printed name

G Needham

Signature

President, PlantHaven Inc.

Title

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U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Virginia McNaughton

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: Sep 9 2003

2. Name and address of receiving party(ies)

Name: PlantHaven, Inc

Internal Address: Geoffrey Needham

Street Address: 121 W Pueblo Street, Suite 14  
PO Box 3056

City: Santa Barbara State: CA Zip: 93130-3056

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: 9/15/03

A. Patent Application No.(s) \_\_\_\_\_  
\_\_\_\_\_

B. Patent No.(s) \_\_\_\_\_  
\_\_\_\_\_

Additional numbers attached? ☐ Yes ☐ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: PlantHaven, Inc

Internal Address: Geoffrey Needham

Street Address: 121 W Pueblo St, Suite 14  
PO Box 3056

City: Santa Barbara State: CA Zip: 93130-3056

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$ 40.00

- ☐ Enclosed  
☒ Authorized to be charged to deposit account

8. Deposit account number:

502161

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9. Signature.

GEOFFREY NEEDHAM

Name of Person Signing

G. Needham

Signature

9/15/03

Date

Total number of pages including cover sheet, attachments, and documents: 3

## ASSIGNMENT OF PATENT APPLICATION

Whereas, I, VIRGINIA MCNAUGHTON  
PRINT NAME (first-named inventor)

of Lavender Downs Ltd, Lavender Downs, Lumsford Road, West Melton, RD6 Christchurch  
(Street, City, State/Province/County/Country)  
NEW ZEALAND

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9 September 2003  
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- ☒ known personally to me  
☐ proved to me by satisfactory evidence

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WITNESS my hand and official seal.

Place Notary Seal Above

W. F. Morgan  
Signature

☐ Notary Public ☐ Commissioner for Oaths

☒ Other (specify) Solicitor of  
The High Court of New Zealand